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401 WEST A STREET SUITE 2400 SAN DILGO, CALIFORNIA 92101-7915 TELEPHONE (619) 231-3568 FACSIMILE (619) 231-6029 NWW OSIGWIZECOE

## FACSIMILE TRANSMITTAL

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| To:  MAIL STOP AMENDMENT  Commissioner for Patents  P.O. Box 1450  Alexandria, VA 22313-1450 | (703) 872-9306 | TELEPHONE No.: (571) 272-2800 |  |
|----------------------------------------------------------------------------------------------|----------------|-------------------------------|--|
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| FROM:    | Bernard L. Kleinke, Esq.                                                                                                                                            |
|----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|          | Applicant: GIRALDIN, ET AL. Title: CASHLESS SPENDING SYSTEM AND METHOD Appl. No.: 10/716,802 Filing Date: November 18, 2003 Examiner: Daniel A. Hess Art Unit: 2876 |
| RE:      |                                                                                                                                                                     |
| FILE NO. | 8591-111                                                                                                                                                            |
| DATE:    | June 30, 2005                                                                                                                                                       |

| DESCRIPTION OF DOCUMENT, COMMENT OR SPECIAL INSTRUCTIONS:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |   |  |  |  |  |  |  |
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| NUMBER OF PAGES SENT: 17 (including cover sheet)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |   |  |  |  |  |  |  |

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App. No. 10/716,802 Amdt. Dated June 30, 2005 Reply to Office Action of March 30, 2005 Atty. Dkt. No. 8591-111

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

GIRALDIN, ET AL.

Title:

CASHLESS SPENDING SYSTEM AND

**METHOD** 

Appl. No.:

10/716,802

Filing

November 18, 2003

Date:

Examiner: Daniel A. Hess

Art Unit:

2876

# CERTIFICATE OF MAILING BY FACSIMILE Date of Deposit June 30, 20005 I hereby certify that this correspondence is being facsimile trunsmired on the date indicated above to the MAIL STOP AMENDMENT, Commissioner for Patents, P.O. BOX 1450, Alexandrin, VA 22313-1450 at relephone No. 703-872-9306. Bernard L. Kleinke Printed Name) Bernard L. Kleinke (Sightture)

### AMENDMENT TRANSMITTAL

MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Transmitted herewith is an amendment in the above-identified application.

[X] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established.

## [X] No fee required.

|                                                                 | Claims<br>as<br>Amended | Previously<br>Paid For |   | Extra<br>Claims<br>Present | **     | Rate      |     | Additional<br>Claims Fee |
|-----------------------------------------------------------------|-------------------------|------------------------|---|----------------------------|--------|-----------|-----|--------------------------|
| Total Claims:                                                   | 18                      | 20                     | = | 0                          | х      | \$ 50.00  | =   | \$0.00                   |
| Independents:                                                   | 6                       | 6                      | = | 0                          | x      | \$200.00  | = . | \$0.00                   |
| First presentation of any Multiple Dependent Claims: + \$360.00 |                         |                        |   | =                          | \$0.00 |           |     |                          |
|                                                                 |                         |                        |   | CLAIM                      | S FEE  | SUBTOTAL: | =   | \$0.00                   |
| Small Entity Fees Apply (subtract ½ of above):                  |                         |                        |   |                            | =      | \$0.00    |     |                          |
|                                                                 |                         | -                      |   |                            |        |           |     | \$0.00                   |
| CLAIMS FEE TOTAL:                                               |                         |                        |   |                            | =      | \$0.00    |     |                          |

App. No. 10/716,802 Amdt. Dated June 30, 2005 Reply to Office Action of March 30, 2005 Atty. Dkt. No. 8591-111

The Commissioner is hereby authorized to charge any additional fees which may [X] be required either now or in the future regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, postdated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. If any charges or fees must be paid in connection with the foregoing, concurrent or future communication (including, but not limited to, the payment of an extension fee or issue fees), or if any overpayment is to be refunded in connection with the above-identified application, any such charges or fees, or any such overpayment may be respectfully paid out of, or into, the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. payment also requires a petition or extension request, please construe this authorization to pay as the necessary petition or request, which is required to accompany the payment.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: June 30, 2005

DUCKOR SPRADLING METZGER & WYNNE A Law Corporation 401 West A Street, Suite 2400 San Diego, CA 92101-7915

Telephone No.: (619) 231-3666 Facsimile No.: (619 231-6629 Email: kleinke@dsmwlaw.com / Bernard L. Kleinke

Attorney for Applicant Registration No. 22,123

IUN 3 0 2005

App. No. 10/716,802 Amdt. Dated June 30, 2005 Reply to Office Action of March 30, 2005 Atty. Dkt. No. 8591-111

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Bernard L. Kleinke

(Petered Name)

## REPLY AND AMENDMENT

MAIL STOP AMENDMENT Commissioner for Patents P.O. BOX 1450 Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed on March 30, 2005, please amend the above-identified application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims begin on page 3 of this paper.

Remarks/Arguments begin on page 11 of this paper.